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1. Examiner Philip C. Tucker	USPTO - GAU 1712 Re: 10/643,289 Confirmation No.: 4033	1-571-273-8300	

Date	Client/Matter Number
February 23, 2007	335970-00032
From	Attorney Number
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Total number of pages, including cover letter: 7

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Comments

1 page - PETITION FOR EXTENSION OF TIME (IN DUPLICATE)
1 page - REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL (IN DUPLICATE)
2 pages - REQUEST FOR RECONSIDERATION

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Frances DoyleAttorney Docket No.: (335970-00032)IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Harvey A. Furman
Confirmation No.: 4033
Serial No.: 10/643,289
Filed: August 19, 2003
Title: **Cleaning Composition for Oil and Gas ...**
Examiner: Philip C. Tucker
Group Art Unit: 1712

February 23, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

SIR:

On August 24, 2006 Applicant's submitted a Petition for Acceptance of Unintentionally Delayed Claim for Priority Under 37 CFR 1.78(a)(3). Applicants subsequently received a Final Rejection mailed August 24, 2006, and an Advisory Action mailed September 8, 2006. The Advisory Action maintained the Final Rejection pending the outcome of the Petition.

Applicants initially filed the above Petition together with the requisite fee on May 26, 2006, shortly after this case was transferred to our firm. The Petition was dismissed as deficient by Andrea Smith on August 15, 2006 in that the reference to add the prior-filed applications was not acceptable inasmuch as they were incorrectly "incorporated by reference" in the Amendment filed on December 12, 2005. Applicant's attorney refiled the petition together with the requisite

fee and a substitute amendment as indicated above. Prior to the 3 month mark of November 24, 2006 Applicant's attorney contacted Examiner Smith and was told that she had not yet gotten to the Petition. Applicant's attorney contacted the Office of Petitions several times between November 24 and February 24, 2007 and was advised that a decision on the Petition had not yet been rendered. Applicant's attorney's latest call to the Office of Petitions was to Frances Hicks. Although the case is now at final with a deadline of February 24, 2007, I was advised by Ms. Hicks that Examiner Smith was on maternity leave and the Petition would have to wait until Examiner Smith returns.


Inasmuch as Applicants have not received a decision of the Petition, an RCE has been respectfully submitted concurrently herein pending the outcome of the Petition.

In view of the remarks set forth above, this application is in condition for allowance which action is respectfully requested. However, if for any reason the examiner should consider this application not be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney in order to advance prosecution and clarify the rejection.

Reconsideration and allowance is most respectfully solicited.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,


Martha M. Rumore
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CUSTOMER NUMBER 026304
Docket No.: 335970-00032
MMR:fd